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00169.001327.1

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
EDWIN HO, ET AL.)
Application No.: 09/457,003)
Filed: December 8, 1999)
For: FACE DETECTION IN)
DIGITAL IMAGES)
Examiner: G. Desire
Group Art Unit: 2625
September 10, 2004

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTED NOTICE OF ALLOWANCE AND
CORRECTION OF USPTO RECORDS

Sir:

Applicants have received a Notice of Allowance and Fee(s) Due form dated December 8, 1999, which incorrectly lists the first named inventor.

As shown in the enclosed red-marked copy of the Notice of Allowance and on the enclosed copy of the Declaration, the first named inventor should read:

-- EDWIN HO--.

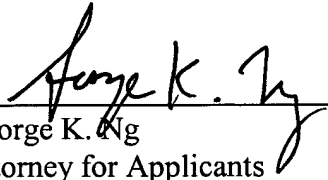
Issuance of a corrected Notice of Allowance And Fee(s) Due form is therefore respectfully requested.

In addition, as shown by the enclosed copy of the Filing Receipt, the foregoing error in the spelling of the first named inventor is evidenced throughout the

application file and was never corrected by the Patent Office. Accordingly, Applicants further request the correction of Patent Office records to reflect the correct spelling of the first named inventor, as shown above.

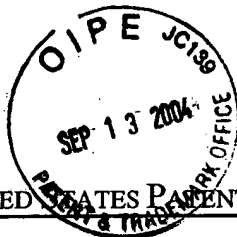
Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,


George K. Ng
Attorney for Applicants
Registration No.: 54,334

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-2200
Facsimile: (212) 218-2200

CA_MAIN 85968v1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

RECEIVED

FITZPATRICK CELLA HARPER SCINTO

NOTICE OF ALLOWANCE AND FEE(S) DUE

5514 7590 08/25/2004

FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

EXAMINER

DESIRE, GREGORY M

ART UNIT

PAPER NUMBER

2625

DATE MAILED: 08/25/2004

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/457,003	12/08/1999	EDWARD HO Edwin Ho	169.1327-CIP	7190

TITLE OF INVENTION: FACE DETECTION IN DIGITAL IMAGES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$0	\$1330	11/26/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

FILE NO. 00169.001327-1

ATTORNEY FLC

DUE DATE 11/25/04

DOCKETED NO. 8/30/04

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO, verify your current SMALL ENTITY status:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

FILING RECEIPT

RECEIVED



JAN 25 2000

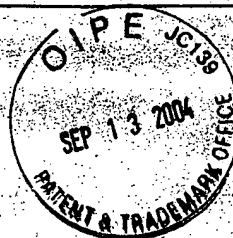


UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/457,003	12/08/99	2721	\$2,154.00	169.1327-CIP	6	70	6

005514

FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK NY 10112



Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) EDWARD HO, NEW SOUTH WALES, AUSTRALIA; ALISON JOAN LENNON, NEW SOUTH WALES, AUSTRALIA; ANDREW PETER BRADLEY, NEW SOUTH WALES, AUSTRALIA.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CIP OF 09/326,561 06/07/99

FOREIGN APPLICATIONS- AUSTRALIA PP44009 06/10/98

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 01/13/00

TITLE

FACE DETECTION IN DIGITAL IMAGES

PRELIMINARY CLASS: 382

BEST AVAILABLE COPY

COPY

COPY

DATA ENTRY BY: MARTIN, DIANE

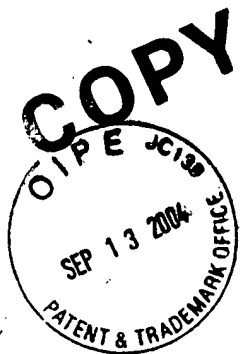
TEAM: 04 DATE: 01/13/00

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

(See reverse for new important information)

COMB. AND DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

(Page 1)



COPY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled FACE DETECTION IN DIGITAL IMAGES

the specification of which ☐ is attached hereto ☒ was filed on December 8, 1999 as United States Application No. or PCT International Application No. 09/457,003 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b), of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designates at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

<u>Country</u>	<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>	<u>(Yes/No)</u> <u>Priority Claimed</u>
AUSTRALIA	PP4009	June 10, 1998	YES

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>
------------------------	----------------------------

COPY

COPY

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>	<u>Status</u> <u>(Patented, Pending, Abandoned)</u>
09/326,561	June 7, 1999	Pending

COPY

COMB. AND DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
(Page 2)

I hereby appoint the practitioners associated with the firm and Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to the address associated with that Customer Number:

FITZPATRICK, CELLA, HARPER & SCINTO
Customer Number: 05514

COPY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor EDWIN HO
Inventor's signature *Edwin Ho*
Date 17-3-00 Citizen/Subject of Australia
Residence 29 Forman Avenue, Glenwood, New South Wales
2768, Australia
Post Office Address c/o CANON KABUSHIKI KAISHA, 30-2, Shimomaruko
3-chome, Ohta-ku, Tokyo, Japan

Full Name of Second Joint Inventor, if any ALISON JOAN LENNON
Second Inventor's signature *A. Lennon*
Date 21-3-00 Citizen/Subject of Great Britain
Residence 554 Darling Street, Balmain, New South Wales
2041, Australia
Post Office Address c/o CANON KABUSHIKI KAISHA, 30-2, Shimomaruko
3-chome, Ohta-ku, Tokyo, Japan

Full Name of Third Joint Inventor, if any ANDREW PETER BRADLEY
Third Inventor's signature *A. Bradley*
Date 25/3/00 Citizen/Subject of Australia
Residence 68 The Bulwark, Castlecrag, New South Wales
2068, Australia
Post Office Address c/o CANON KABUSHIKI KAISHA, 30-2, Shimomaruko
3-chome, Ohta-ku, Tokyo, Japan

Full Name of Fourth Joint Inventor, if any _____
Fourth Inventor's signature _____
Date _____ Citizen/Subject of _____
Residence _____
Post Office Address _____